



2877

John

ATTORNEY DOCKET NO.: 2004229-0031

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hansen, et al. Examiner: Nguyen, Sang H.
Serial No.: 10/076,363 Art Unit: 2877
Filing Date: February 15, 2002
Title: SYSTEM FOR AXIAL PATTERN ANALYSIS OF MULTICELLULAR ORGANISMS

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that the foregoing document is being deposited with the United States Postal Service as first class mail, postage prepaid, "Post Office to Addressee", in an envelope addressed to: MS Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 7, 2004.

Susan M. Dinsmore
Susan M. Dinsmore

Sir:

**TERMINAL DISCLAIMER UNDER 37 CFR 1.321 TO OBTAIN A DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT**

The owner, Union Biometrica, Inc., of 100% interest in the above-referenced application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,400,453. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

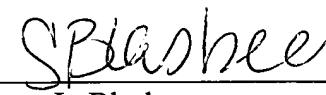
In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently

shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The undersigned is an attorney of record.

The small entity fee of \$55.00 is enclosed herewith. Please charge any fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully submitted,



Stacy L. Blasberg
Registration Number 52,625

Choate, Hall & Stewart
Exchange Place
53 State Street
Boston, MA 02109
(617) 248-5000
Dated: December 7, 2004

3776401v1